

EPA-R5-2015-000221RR-1

"Danielle Diamond "
<ddiamond@iccaw.org>
07/16/2009 01:35 PM

To Joan Rogers, Cheryl Burdett
cc
bcc
Subject Possible IL CAFO CWA Violations at Fragrant 40 &
Traditions South

Hello Joan & Cheryl

Nonresponsive

The name of the hog facility in Macoupin County is "Fragrant 40" (formerly Ruby Pork). It is located at the corner of White Oak and Barr Roads. According to a neighbor, the facility either spilled or pumped an enormous amount of waste into a nearby creek. The creek is said to run east-west just north of the facility, under White Oak Road and then back south under Barr Road. Apparently there was so much waste discharged into the creek that a local farmer who raises cows approximately a ¼ mile downstream confronted the workers at the hog facility because it was poisoning his livestock.

A nearby resident has told me that this is not the first time a large discharge has occurred from the facility. However, it is unlikely any of the discharges have been reported to the Illinois EPA. Apparently, the Illinois EPA has been contacted in the past because of air/odor problems from the facility, but the resident I have been in contact with has stated that the Illinois EPA has told him to stop filing complaints. As a result, he has not contacted the agency with regards to the recent discharge.

Is this something either of you would be inclined to look into?

Nonresponsive

Many thanks for any assistance you may be able to provide.

Danielle Diamond

Danielle Diamond, Attorney
Illinois Citizens for Clean Air & Water
181 Illinois Street
Crystal Lake, IL 60014

815.403.0278
ddiamond@iccaw.org

Nonresponsive

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

EPA-R5-2015-000221RR-2

"Danielle Diamond "
<ddiamond@iccw.org>

10/27/2009 03:16 AM

To Cheryl Burdett

CC

bcc

Subject ICCAW CAFO Flyover Info

Hi Cheryl

Here is a list of the facilities we're planning on flying over. At the bottom of the list is a link to a google map with their locations.

Let me know if you know of any that may be worth adding to the list.

Preliminary list of facilities with corresponding latitude/longitude coordinates:?

Nonresponsive

Nonresponsive

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

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Nonresponsive

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[Redacted]

[Redacted]

Nonresponsive

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Fragrant 40

+39[24' 21.35", -90[7' 14.59"

+39.405930, -90.120720

Also possibly a facility or facilities in Clinton County ?

Nonresponsive

[REDACTED]

[REDACTED]

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ddiamond@iccaw.org

EPA-R5-2015-000221RR-3

"Danielle Diamond "
<ddiamond@iccaw.org>
02/22/2010 11:18 AM

To Cheryl Burdett
cc
bcc
Subject Fwd: fragrant 40 overflowing again

Hi Cheryl

FYI...see below.

Danielle Diamond, Attorney
Illinois Citizens for Clean Air & Water
181 Illinois Street
Crystal Lake, IL 60014
815.403.0278
ddiamond@iccaw.org

-----Original Message-----

From: Joe Clark [mailto:Joe@hometown-tech.com]
Sent: Sunday, February 21, 2010 12:41 PM
To: "Danielle Diamond"
Subject: fragrant overflowing again

Running down 2 sides, again. I filed this:

Thank You

Below is what you submitted to EPA.Pollution.Complaints@illinois.gov on Sunday, February 21, 2010 at 12:41:31

Street_Address: 28311 White Oak Rd

City: Greenfield

County: Macoupin

State: IL

Zip: 62044

Home Phone: (b) (6)

Owner_Company_Name: Fragrant 40

Owner_Company_Street: Barr Road

Owner_Company_City: Greenfield

Owner_Company_County: Macoupin

Owner_Company_Zip: 62044

Water_Issues: Yes

Problem_Description: Freeboard at site has been notoriously scant for a considerable amount of months or years, recently as the snow melted the freeboard decreased even further (as observed from my upstairs deck). After rainfall today lagoon closest to road (and possibly other as well) appears to be running over it's banks. PH test at creek confirms apparent discharge. Will call this in as well.
CC: Danielle Diamond, ICCAW CC: USEPA

Times_of_Problems: 12:30pm Sunday 2-21-10, ongoing

Health_Affected: Don't_Know

Doctor_Consulted: No

Worked_for_Source: No

Contacted_Source: No

Outcome_of_Contact: Not this time

Willing_to_Testify: Yes

Consent_to_Identity_Disclosure: No

Submit: Submit

-
- [Return to Citizen Pollution Complaint Page](#)
-

EPA-R5-2015-000221RR-4

Joan Rogers /R5/USEPA/US

03/04/2010 07:32 PM

To Cheryl Burdett

cc

bcc

Subject RE: fragrant 40 pics & film of discharge

If you get a chance, please send me the emails you got from DD.

Joan Rogers
Environmental Scientist
EPA Region 5
77 W. Jackson Blvd.
Chicago, IL 60604
phone: 312-886-2785
fax: 312-692-2144
rogers.joan@epa.gov

-----Cheryl Burdett/R5/USEPA/US wrote: -----

To: "Ginder, David" <David.Ginder@Illinois.gov>
From: Cheryl Burdett/R5/USEPA/US
Date: 03/04/2010 05:25PM
cc: Joan Rogers/R5/USEPA/US@EPA
Subject: RE: fragrant 40 pics & film of discharge

Hi David,

I am in the area doing flyovers this week and have received several complaints on Fragrant 40. I have spoken to my supervisor and he suggest I conduct an inspection. I am planning on going there tomorrow 3/5 early in themorning if you would like to go with please contact me on my cell phone at (b) (6).

Please contact me if you have any questions.

Sincerely,

Cheryl Burdett
Life Scientist
WD/WECA/WC-15J
U.S. Environmental Protection Agency
77 West Jackson
Chicago, IL 60604
phone: 312-886-1463
fax: 312-886-0168
e-mail: burdett.cheryl@epa.gov

-----"Ginder, David" <David.Ginder@Illinois.gov> wrote: -----

To: Cheryl Burdett/R5/USEPA/US@EPA
From: "Ginder, David" <David.Ginder@Illinois.gov>
Date: 11/03/2009 11:13AM
Subject: RE: fragrant 40 pics & film of discharge

Cheryl,

The secondary lagoon cell was overtopping. There was no evidence of discharge from the referenced pipes. The facility received 8.5" of rain in one week. Give me a call (217/557-8761) if you want more detail. I will be in today until 3 p.m. and will be out all day tomorrow (11/4).

David

From: Burdett.Cheryl@epamail.epa.gov [mailto:Burdett.Cheryl@epamail.epa.gov]
Sent: Monday, November 02, 2009 9:44 AM
To: Ginder, David
Subject: Fw: fragrant 40 pics & film of discharge

Hi David,

Below is what I was sent from Danielle, the pictures are suppose to show that lagoon is overflowing from the berm into the stream. According to the complaint there are PVC pipes running from the berm of the lagoon.

Sincerely,

Cheryl Burdett
Life Scientist
WD/WECA/WC-15J
U.S. Environmental Protection Agency
77 West Jackson
Chicago, IL 60604
phone: 312-886-1463
fax: 312-886-0168
e-mail: burdett.cheryl@epa.gov

----- Forwarded by Cheryl Burdett/R5/USEPA/US on 11/02/2009 09:42 AM -----

From: "Danielle Diamond" <ddiamond@iccaw.org>
To: Cheryl Burdett/R5/USEPA/US@EPA
Date: 11/02/2009 08:08 AM
Subject: fragrant 40 pics & film of discharge

Pic and film showing lagoon overflowing from berm into stream :

<http://www.clarksgentlegiants.com/hog/PA311050.JPG>

<http://www.clarksgentlegiants.com/hog/PA311055-noaudio.wmv>

PVC pipes running from berm of lagoon:

<http://www.clarksgentlegiants.com/hog/PA311067.JPG>

<http://www.clarksgentlegiants.com/hog/PA311068.JPG>

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ddiamond@iccaw.org

EPA-R5-2015-000221RR-5

"Ginder, David"
<David.Ginder@Illinois.gov>
03/08/2010 08:42 AM

To Cheryl Burdett
cc
bcc
Subject RE: fragrant 40 pics & film of discharge

Please give me a call (217/557-8739) regarding what you observed at the Fragrant 40 facility. I will be in this morning until noon and will be in the field this afternoon. As of this time I will be in the office the remainder of this week.

David Ginder

From: Burdett.Cheryl@epamail.epa.gov [mailto:Burdett.Cheryl@epamail.epa.gov]
Sent: Thursday, March 04, 2010 5:26 PM
To: Ginder, David
Cc: Rogers.Joan@epamail.epa.gov
Subject: RE: fragrant 40 pics & film of discharge

Hi David,

I am in the area doing flyovers this week and have received several complaints on Fragrant 40. I have spoken to my supervisor and he suggest I conduct an inspection. I am planning on going there tomorrow 3/5 early in the morning if you would like to go with please contact me on my cell phone at (b) (6). Please contact me if you have any questions.

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phone: 312-886-1463
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e-mail: burdett.cheryl@epa.gov

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To: Cheryl Burdett/R5/USEPA/US@EPA
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<http://www.clarksgentlegiants.com/hog/PA311068.JPG>

Danielle Diamond, Attorney

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ddiamond@iccaw.org

EPA-R5-2015-000221RR-6

"Ginder, David"
<David.Ginder@Illinois.gov>
03/08/2010 05:12 PM

To Cheryl Burdett
cc
bcc
Subject RE: fragrant 40 pics & film of discharge

I should be available then as far as I know.

David

From: Burdett.Cheryl@epamail.epa.gov [mailto:Burdett.Cheryl@epamail.epa.gov]
Sent: Monday, March 08, 2010 12:46 PM
To: Ginder, David
Subject: RE: fragrant 40 pics & film of discharge

I am so sorry, I will call you first thing tomorrow morning at 7:30 AM if you will be available. If this time does not work, please provide me with a time that better works with your schedule.

sincerely,

Cheryl Burdett
Life Scientist
WD/WECA/WC-15J
U.S. Environmental Protection Agency
77 West Jackson
Chicago, IL 60604
phone: 312-886-1463
fax: 312-886-0168
e-mail: burdett.cheryl@epa.gov

From: "Ginder, David" <David.Ginder@Illinois.gov>
To: Cheryl Burdett/R5/USEPA/US@EPA
Date: 03/08/2010 08:42 AM
Subject: RE: fragrant 40 pics & film of discharge

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e-mail: burdett.cheryl@epa.gov

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<http://www.clarksgentlegiants.com/hog/PA311068.JPG>

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EPA-R5-2015-000221RR-7

"McBride, Jane E."
<JMcBride@atg.state.il.us>
11/09/2010 11:38 AM

To Kevin Chow, Cheryl Burdett
cc
bcc
Subject FW: Fragrant 40 hog facility

Latest email from Joe Clark, the closest neighbor

Seems to indicate he feels they were not operating (no pigs?) for a couple months. I am going to call him, see what he thinks he has observed at the facility.

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From: Joe Clark [mailto:joe@hometown-tech.com]
Sent: Saturday, October 30, 2010 9:46 AM
To: McBride, Jane E.
Subject: Fragrant 40 hog facility

Ms. McBride,

Can you tell me if anything is being done to safeguard us from Fragrant 40 in Macoupin County?

They have been shut down for several months, but now they are back and have been pumping hog waste for 5 straight days and 2 full nights in a section of field that has been notorious for causing runoff and pollution through field tile.

So, it appears that it's business-as-normal for them again, which is disappointing as it signals the end of a 2 month break we had from being sick and having to leave our house at all hours to get away from the odor, not to mention what they do to the water, as is well documented.

Joe Clark

From: McBride, Jane E. [mailto:JMcBride@atg.state.il.us]
Sent: Friday, July 30, 2010 11:37 AM
To: 'joe@hometown-tech.com'
Subject: Your neighbor Chuck Roth

By any chance would you have a different phone number for Chuck Roth, other than (b) (6) . I call this number and nothing happens, it does not ring, just nothing.

Jane McBride

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binding on the sender or the Office of the Illinois Attorney General. Thank you for your cooperation.